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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

SONOS, INC.

Plaintiff and Counter-  
Defendant,

vs.

GOOGLE LLC,

## Defendant and Counter-Claimant.

Case No. 3:20-cv-06754-WHA  
Related to Case No. 3:21-cv-07559-WHA

## **GOOGLE LLC'S SECOND AMENDED RULE 26(a)(3) WITNESS LIST**

1       Google LLC (“Google”) hereby provides its second amended witness list pursuant to Federal  
2 Rule of Civil Procedure 26(a)(3) and paragraphs 1 and 2(a) of the Guidelines for Trial and Final  
3 Pretrial Conference in Civil Jury Cases Before the Honorable William Alsup.

4       Google identifies the name and, if not previously provided, the address, telephone number,  
5 and anticipated testimony of each witness it may present at trial other than solely for impeachment  
6 — separately identifying those Google expects to present and those it may call if the need arises.  
7 The inclusion of a witness on Google’s list of potential witnesses does not represent that Google  
8 will call (or otherwise require that Google calls) that witness to testify, does not constitute a  
9 representation that Google will bring an identified potential witness to trial, and does not mean that  
10 Google has the power to compel the attendance or live testimony of that potential witness. Google’s  
11 listing of potential witnesses and designations of deposition testimony is also made based on  
12 Google’s present understanding of the trial date, the availability of potential witnesses, and the  
13 issues. In the event that an individual whom Google identified as a potential witness is not available  
14 for trial or otherwise cannot testify in person, Google may designate a replacement witness to testify  
15 either in person or by deposition, and will provide reasonable notice to Sonos, Inc. (“Sonos”).

16       Google reserves the right to call any witness on any of Sonos’s witness lists. Google further  
17 reserves the right to supplement this list based on discovery not yet taken in the case. Google also  
18 reserves the right to call rebuttal witnesses who are not listed below to testify at trial either in person  
19 or by deposition in response to the testimony offered by Sonos and/or with respect to any defenses  
20 or issues on which Sonos bears the burden of proof. Google reserves the right to call additional  
21 witnesses to testify at trial either in person or by deposition to provide foundation testimony should  
22 any party contest the authenticity or admissibility of any material proffered at trial. After the parties  
23 exchange objections to such materials, Google will address this issue with Sonos and/or the Court,  
24 and will provide notice of any additional witnesses it will or may call to establish the authenticity  
25 and admissibility of materials to be proffered at trial.

26       After the parties complete their pretrial exchanges and the Court rules on motions or other  
27 disputes that are presented during pretrial, Google reserves the right to further clarify the witnesses  
28

1 it will call and whether the respective witnesses will provide their testimony in person or by  
 2 deposition.

3 **I. WITNESSES GOOGLE WILL PRESENT AT TRIAL**

Name	Contact Information	Substance of Testimony
Christopher Bakewell	May be reached through counsel for Google.	Mr. Bakewell will provide non-cumulative testimony regarding damages for infringement of U.S. Patent Nos. 10,469,966 ("'966 patent") and 10,848,885 ("'885 patent").
Ken Mackay	May be reached through counsel for Google.	Mr. Mackay will provide non-cumulative testimony regarding the origin of speaker grouping, the design of Google's speaker grouping, and the availability, acceptability, and implementation of non-infringing alternative designs. Google further identifies the subjects of the Rule 30(b)(6) topic(s) for which Mr. Mackay was designated as Google's corporate witness.
Dr. Dan Schonfeld	May be reached through counsel for Google.	Dr. Schonfeld will provide non-cumulative testimony regarding the non-infringement, invalidity, non-infringing alternatives, usage and/or value of the '966 and '885 patents, and the technical comparability of certain patent agreements.

22 **II. WITNESSES GOOGLE MAY PRESENT AT TRIAL IF THE NEED ARISES**

Name	Contact Information	Substance of Testimony
Chris Chan	May be reached through counsel for Google.	Mr. Chan may provide non-cumulative testimony concerning the design, development, and usage of the accused functionalities as well as the marketing of accused media players. Google further identifies the subjects of the Rule 30(b)(6) topic(s) for

<b>Name</b>	<b>Contact Information</b>	<b>Substance of Testimony</b>
		which Mr. Chan was designated as Google's corporate witness.
Tim Kowalski	May be reached through counsel for Google.	Mr. Kowalski may provide non-cumulative testimony regarding Google's licenses, licensing negotiations, and licensing policy.
Logitech Inc.	Last known address: 7700 Gateway Boulevard Newark, California 94560	Logitech may provide non-cumulative testimony concerning Logitech prior art related to the '966 and '885 patents.
Tavis MacLellan	May be reached through counsel for Google.	Mr. MacLellan may provide non-cumulative testimony concerning the design and development of the accused grouping functionality and concerning Cast SDK and stream transfer.
Michael Maigret	May be reached through counsel for Google.	Mr. Maigret may provide non-cumulative testimony concerning financial information for the accused hardware products and applications and employee compensation information.
Justin Pedro	May be reached through counsel for Google.	Mr. Pedro may provide non-cumulative testimony concerning the design, development, and features of the accused Google Home software.
Tomer Shekel	May be reached through counsel for Google.	Mr. Shekel may provide non-cumulative testimony concerning Google's multizone technology and disclosure to Sonos.

1 **III. WITNESSES WHO MAY TESTIFY BY DEPOSITION**

2 The following witnesses may testify by deposition:

3 Jeffrey Armstrong

4 Chris Butts

5 Tad Coburn

6 Keith Corbin

7 Graham Farrar

8 Brandon Kennedy

9 Alaina Kwasizur

10 Robert Lambourne

11 Nick Millington

13 DATED: April 28, 2023

14 QUINN EMANUEL URQUHART & SULLIVAN, LLP

15 By /s/ Sean Pak

16 Sean Pak

17 Attorneys for Google LLC

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that all counsel of record who have consented to electronic service are being served with a copy of this document via email on April 28, 2023.

/s/ *Lana Robins*  
Lana Robins